BILL NO. G-89-09-06

GENERAL ORDINANCE NO. G-

7 8

WHEREAS, a petition to vacate a public street within the City of Fort Wayne (as more specifically described

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master")

Plan by vacating a street thereof.

WHEREAS, said Commission duly held a public hearing thereon; and

below) was duly filed with the City Planning Commission; and

WHEREAS, said Commission has duly forwarded its recommendation to this body approving said petition, all in accordance with I.C. 36-7-4-512(2) and this body having held a public hearing on said vacation as provided in I.C. 36-7-4-12; and

WHEREAS, this body concurs in the recommendation of the City Planning Commission.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a public street within the City of Fort Wayne, more specifically described as follows, to-wit:

South Park Drive (formerly John Street) south of East Hawthorne Street, a land area 50 feet wide by 200 feet long in Philley's Homestead Addition between Lot #20 and Lot #21 of Philley's Homestead Addition.

and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan and is hereby approved in all respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.

Janet G. Bradbury

4.03

APPROVED AS TO FORM AND LEGALITY: J. TIMOTHY MCCAULAY, CITY ATTORNEY ** Public hearing to be held on , 1989, the ____day of ____ in the Council Chambers. Sandra E. Kennedy, City Clerk

Read the first time in full and on motion by Bruthung seconded by Juliu, and duly adopted, read the second time by
title and referred to the Committee on Claulities (and the
City Plan Commission for recommendation) and Public Hearing to be held af due legal notice, at the Common Council Conference Room 128, City-County
Building, Fort Wayne, Indiana, on, the, da of, ato'clock, M,,E.S.T.
DATED: 9-12-89. Sandra E. Lennedy
SANDRA E. KENNEDY, CITY CLERK
Read the third time in full and on motion by seconded by, and duly adopted, placed on its passage
PASSED LOST by the following vote:
AYES NAYS ABSTAINED ABSENT
TOTAL VOTES
BRADBURY
BURNS
EDMONDS
GiaQUINTA
HENRY
LONG
REDD
SCHMIDT
TALARICO
DATED:
SANDRA E. KENNEDY, CITY CLERK
Passed and adopted by the Common Council of the City of Fort Wayne
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO
on theday of, 19
ATTEST: (SEAL)
SANDRA E. KENNEDY, CITY CLERK PRESIDING OFFICER
Presented by me to the Mayor of the City of Fort Wayne, Indiana, or
theday of
at the hour ofo'clockM.,E.S.T.
at the hour of or clockM.,E.S.I.
SANDRA E. KENNEDY, CITY CLERK
Approved and signed by me thisday of,
19, at the hour ofo'clockM.,E.S.T.
PAUL HELMKE, MAYOR
TAUL HELTE, TAION

RECEIPT

Nº 7244

COMMUNITY DEVELOPMENT & PLANNING
FT. WAYNE, IND., 1900
RECEIVED FROM RECEIVED FOURTH TO THE STATE OF ST
THE SUM OF ME MUMMED TO DOLLARS
ON ACCOUNT OF
#31894, 710 - Street Villalian Torks
PAID BY: CASH CHECK M.O. C

Date Filed: August 15, 1989
Vacation Petition
I/We Richard L. Powers and Jerry Starks Sr. (Applicant's Name or Names)
PETITION TO VACATE Paper Street John or South Park s. of Hawthorn (Street, Alley, Utility Easement, Plat,
Other)
TO: THE CITY PLAN COMMISSION CITY OF FORT WAYNE, INDIANA
The undersigned petitioner(s), do (does) hereby respectfully
petition the Fort Wayne City Plan Commission to vacate the
following Paper Street with the City of Fort
Wayne, Indiana, and hereby described as follows:
John or South Park South of East Hawthorne Street, a land area
50 feet wide by 200 feet long in Philleys Homestead Addition
between lot #20 and lot #21 of Philleys Homestead Addition.
(Legal Description of property being vacated) If additional space is needed use reverse side.) In support thereof, your petitioner(s) would represent as follows:
(List reasons for requesting vacation.)
(1) We are the only owners of real estate bordering both sides of
the street. (2.) The street is not necessary as ingress or egress
to other properties whatsoever. (3.) That said street is unopened
and unimproved. (4.) The maintenance of said street is not neces-
sary or advantageous to the growth of the city of Fort Wayne, and (If additional space is needed use reverse side.)
Your petitioner(s) file this petition pursuant to the authority granted in Indiana Code, and provisions of local ordinance, in order to complete the vacation as described.
WHEREFORE, your petitioner(s) pray that the above described Paper street be vacated according to the provisions of the Indiana Law pertaining thereto.
DATED THIS 15th DAY OF August 1989
Richard L. Powers Adjacent Property Owner Typed Name Jerry Starks Sr. Adjacent Property Owner Typed Name
Richard Lowers Signature 834 Hawthorne Street 46806 Address Zip Address Zip Jerry Starks

(see back)

Legal Description of Property:
TO AN OWNER WHEN THE PARTY OF T
Additional Reasons for Vacation Request:
that it would be to the best interest of the City and the
citizens thereof.
Owners of Adjacent Property:
port of the second seco
Adjacent Property Address/Zip Signature Owners TYPED Name
NOTICE:
FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYN PERMISSION TO POST "OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.
FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLICATION FROM BEING HELD.
This form is to be filed in duplicate.
Name HANNA StitH
Street Address GAY WOOD DR 46806
Fort WAYNE IND city/state/Zip
744 0351

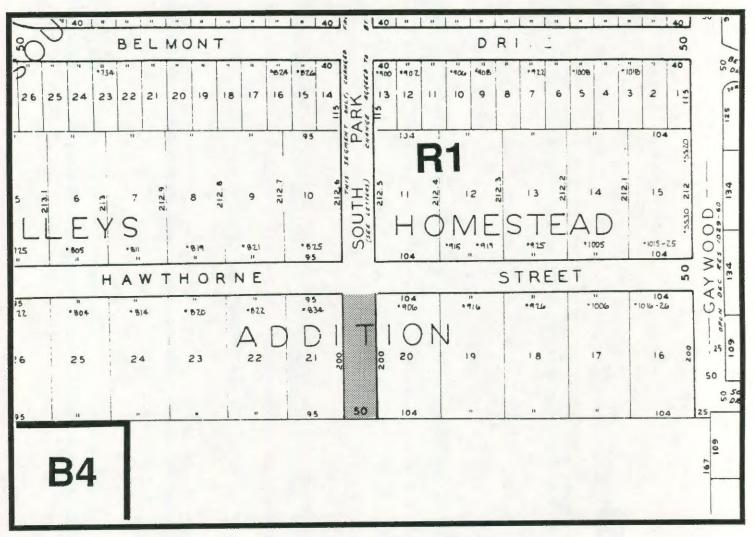
Phone

VACATION PETITION # 403

A PETITION TO VACATE THE DESCRIBED PORTIONS OF PUBLIC STREETS.

MAP NO. N-19

COUNCILMANIC DISTRICT NO. 6



ZONING:

R1 RESIDENTIAL DISTRICT
B4 ROADSIDE BUSINESS

LAND USE:

☐ SINGLE FAMILY
☐ COMMERCIAL

SCALE: 1"=175" DATE: 8-25-89

ORIGINAL

ORIGINAL

DIGEST SHEET

TITLE OF ORDINANCE	Street Vaca	tion Ordi	nance		
DEPARTMENT REQUESTING	ORDINANCE_	Land Us	e Manageme	nt - C&ED	
SYNOPSIS OF ORDINANCE_	Portion of	South Pa	rk Drive (formerly John Street	:)
South of East Hawthorne St				1-89-09-06	
		===			
EFFECT OF PASSAGE P	conerty is no	econtly de	edicated n	ight of way	
Property will be vaca					
,				or open of owners.	
EFFECT OF NON-PASSAGE_	Property	will rema	in dedicat	ted right of way.	
MONEY INVOLVED (Direct	Costs, Exp	penditur	es, Savi	ngs)	
(ASSIGN TO COMMITTEE (U . N .)				

BILL NO.___G-89-09-06

Table.

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REPORT OF THE COMMITTEE ON REGULATIONS

Committee of the Whee

<u>JANET G. BRADBURY, CHAIRPERSON</u>

<u>DAVID C. LONG, VICE CHAIRMAN</u>

<u>EDMONDS, SCHMIDT, TALARICO</u>

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DO PASS	DO NOT PASS	ABSTAIN	NO REC
DATED: In Sa	vor Hanales	Smith ,	

Sandra E. Kennedy City Clerk



The City of Fort Wayne

October 11, 1989

Ms. Connie Lambert Fort Wayne Newspapers, Inc. 600 West Main Street Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of October 14, 1989, in both the News Sentinel and Journal Gazette.

> Legal Notice for Common Council of Fort Wayne, IN

> > Bill No. G-89-09-06 Street Vacation

Please send us 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clark

City Clerk

SEK/ne ENCL: 1



The City of Fort Wayne

October 10, 1989

Hanna Stith 5620 Gaywood Drive Fort Wayne, IN 46806

Dear Ms. Stith:

NOTICE OF PUBLIC HEARING ON BILL NO. G-89-09-06

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, October 24, 1989, at 7:00 P.M. (EST) in the Common Council Conference Room 128, One Main Street, Fort Wayne, Indiana on the following:

Portion of South Park Drive South of Hawthorné Street -- Street is unimproved and being maintained by the adjacent property owners

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

And f. Kennedy

Sandra E. Kennedy City Clerk

An Equal Opportunity Employer
One Main Street, Fort Wayne, Indiana 46802

NOTICE OF PUBLIC HEARING FORT WAYNE COMMON COUNCIL (BILL NO. G-89-09-06)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, October 24, 1989, at 7:00 P.M. (EST) in Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, IN more particulary described as follows:

Portion of South Park Drive - South of Hawthorne Street -- Street is unimproved and being maintained by the adjacent property owners.

South Park Drive (formerly John Street) south of East Hawthorne Street, a land area 50 feet wide by 200 feet long in Philley's Homestead Addition between Lot #20 and Lot #21 of Philley's Homestead Addition

All interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL

Sandra E. Kennedy
City Clerk

(Governmental	on Council	m	The Journal-Ga	Form No. 99P (Revised 1	1987)
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(BILL NO. G-89-09-05) hereby given that the Fort Wayne Commo the City of Fort Wayne, will conduct a publin Tuesday, October 24, 1989 at 7:00 P.M. Common Council Conference Room 128 ty Building, One Main Street, Fort Wayne, like body described as follows:	ndersigned	ole Allred	ary public in and for said co	orn says that he
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		6	Notary Public	Kens
		Nov. 29,	47.7534454.5	Anne M. Perl
	My commission expir	res:	W 419	No.

General Form No. 99P (Revised 1987)

Form Prescribed by State Board of Accounts